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Title 285 - NEBRASKA POWER REVIEW BOARD

Chapter 2 - RULES AND PROCEDURE FOR APPLYING FOR AUTHORIZATION FOR THE CONSTRUCTION OR ACQUISITION OF ELECTRIC GENERATION FACILITIES, ELECTRIC TRANSMISSION LINES (in excess of 700 volts) AND/OR RELATED FACILITIES, WHEELING, OR COMPLAINTS

001 Approval for construction or acquisition of electric facilities shall be secured in all cases. (Except as noted in Section 70-1012, R. R. S., 1943, as amended.)

ENABLING LEGISLATION: 84-909, 70-1006, 70-1011, and 70-1012, R. R. S. 1943.

002 Except as provided by law, approval to construct or acquire electric transmission lines carrying more than 700 volts or related facilities shall be obtained from the Nebraska Power Review Board prior to construction or acquisition.

ENABLING LEGISLATION: 84-909, 70-1006, 70-1011, and 70-1012, R. R. S. 1943.

003 Any electric supplier may construct or acquire a line not to exceed one-half mile in length without Board approval; PROVIDED THAT, the supplier obtains written consent of all owners of electric lines located within one-half mile of the proposed extension and files said consents with the Board. (Applications shall be filed with the consents.) If the space provided in the application is not sufficient for the information, additional sheets should be attached and referred to in the appropriate space provided.

ENABLING LEGISLATION: 84-909, 70-1006, 70-1011, and 70-1012, R. R. S. 1943.

004 An original and one copy of each application and exhibits, "A" and "B", shall be filed. (All copies other than thermofax copies are acceptable). All necessary forms are available and will be furnished to any party upon request. Exhibit "A" shall be a map on a scale of not less than one inch equals one mile, and it shall show all other transmission lines or other distribution lines within one mile of the proposed extension or related facilities; provided, however, when the proposed transmission line exceeds twenty five (25) miles in length, a smaller scale map may be used as long as all other facilities of the same magnitude owned by the party making the application or owned by other suppliers are shown. Exhibit "B" shall be a succinct statement as to how the applicant will provide service at its "low overall cost as possible consistent with sound business practices". Exhibit "B" also shall contain (a) the cost of the construction and; (b) a statement indicating if the construction price will be paid in part by any contribution by any customer; and (c) if there is a contribution, the amount of the contribution and whether it is in addition to the cost submitted on the application.

SEP 22 1988

[Signature]
RAY A. GOR, GOVERNOR

AUG 9 1988
BY *[Signature]*
ADMINISTRATIVE SECRETARY

ENABLING LEGISLATION: 84-909, 70-1001, 70-1006, R. R. S. 1943; Supreme Court - Weiner v. State Real Estate Commission, 184 Neb. 752, 171 N.W. 2d 783.

005 (1) No latter than six months after substantial completion of a Power Review Board approved facility the petitioner shall file a completion statement: substantial completion occurs upon commercial operation of the facility. The completion statement shall include (a) the PRB application number; (b) the estimated total cost and estimated date of completion as stated in the application; and (c) the date of substantial completion/commercial operation and the actual total cost (as estimated on the date of filing the completion statement). If the completion statement reveals a significant divergence between the estimated total cost and the actual total cost, then the completion statement also shall include a full explanation of the significant divergence. Significant divergence shall mean a cost overrun of \$150,000 on a facility with an estimated total cost of less than \$1,000,000; and shall mean a cost overrun of 15% or more on a facility with an estimated total cost of \$1,000,000 or more. The Board may hold an informational hearing on the cost overrun. (2) In the event that a supplier terminates construction or acquisition of an electric generation or transmission facility after receiving approval for the facilities from the Nebraska Power Review Board, the supplier shall file with the Board within 30 days of the action taken to terminate construction or acquisition, a statement of the factors or reasons relied upon by the supplier for taking such action. (3) If a transmission or distribution line project is not completed within the approximate time stated in the application, the supplier shall file with the Board a statement informing the Board why such project has not been completed in the time stated in the application.

ENABLING LEGISLATION: 84-909, 70-1003, (4)(e), 70-1006 R.R.S. 1943.

Appendix B: Application for authority to construct or acquire an electric transmission line(s) and/or related facilities.

7-27-89

NEBRASKA POWER REVIEW BOARD

IN THE MATTER OF THE APPLICATION OF)
) Application for authority
) to construct or acquire an
) electric transmission
) lines(s) and/or related
) facilities.
)
) Application No. PRB-_____
)
) Application File No. _____

applies to the Nebraska Power Review Board for an order authorizing it to construct or acquire an electric transmission line(s) and/or related facilities in _____ County, Nebraska, as set forth below.

(1) Description of proposed electric transmission line(s):
Miles Voltage Phase

(2) Engineering Specification:

Applicant MAY attach to this application, as an exhibit, the following information if known:

- A. Type of System (Delta, Wye connected)
- B. Poles (Type, number per mile)
- C. Conductors (Size and Type)
- D. Insulators (Size and Type)
- E. Type of Construction (H-Frame, etc.)

(3) Purpose of Construction and Description of related facilities:

APPROVED
OCT 12 1989
ROBERT M. SPIRE
ATTORNEY GENERAL
BY *Link A. Will*
Assistant Attorney General

(4) Name, address, and type of customers to be served:

(5) Attached and designated Exhibit "A" (if more than one exhibit, number the first "A-1", the second "A-2", etc.) are maps and other related exhibits showing location of proposed transmission line and related facilities, and any other information deemed necessary or useful in the consideration of this application.

(6) Construction or acquisition of the proposed electric transmission facilities, electric transmission line, and/or related facilities is currently estimated to start on or about _____, and to be completed on or about _____.

(7) The estimated cost of construction is _____.
Is there any financial contribution by the customer: Yes _____
No _____. If there is a financial contribution by the customer, how much was the contribution _____ and is this contribution included in the estimated construction cost? Yes _____ No _____.

(8) The owners of electric generation facilities, electric transmission lines, and/or related facilities, and any other persons or organizations known to the applicant whom the applicant believes to be interested in the application are:

(9) Waivers and consents from the following are attached:

(10) Safety Standards. The design of the transmission line(s) as set out in the foregoing conforms with the standards set forth in the most recent edition of the National Electrical Safety Code.

(11) The proposed electric transmission line, and/or related facilities will serve the public convenience and necessity, and the applicant can most economically and feasibly supply the electric service resulting from the proposed construction or acquisition without unnecessary duplication of facilities or operations.

Dated _____, 19__.

By _____
 Title _____
 Address _____

Appendix C: Application for authority to construct or acquire an electric generation facility(ies) and/or related facilities.

NEBRASKA POWER REVIEW BOARD

IN THE MATTER OF _____)
_____)
_____)
_____)
_____)
_____)
Application for authority
to construct or acquire
an electric generation
facility(ies) and/or
related facilities.
Application No. PRB-_____
Applicant's File No. _____

applies to the Nebraska Power Review Board for an order authorizing it to construct or acquire electric generation facilities and/or related facilities in _____ County, Nebraska, as hereinafter set forth below:

- (1) Description of proposed electric generation facilities:
- A. Size of Unit: _____
 - B. Location of alternate locations (Section Number, Township, Range, County): _____
 - C. Type of unit or alternate types (Nuclear, conventional, hydro): _____
 - D. If nuclear, type of reactor: _____
 - E. Have engineering feasibility studies been completed in regard to this facility? _____. If so, has a copy of the same been filed with the Nebraska Power Review Board? _____
 - F. Has a consulting engineer for design and construction management been retained? _____
- (2) Overall project schedule:
- A. Estimated completion date of all engineering studies: _____
 - B. Estimated date of commencement of construction: _____

C. Estimated date the facility will engage in commercial operation: _____

(3) Total Estimated Cost:

A. Total cost of generation station: _____

B. Total cost of substations and switch yards or any other related facilities, not including transmission lines: _____

C. Total estimated cost: _____

D. How is the proposed facility to be financed: _____

(4) Description of related facilities: _____

(5) The owners of electric generation facilities, electric transmission lines, and/or related facilities, and any other persons or organizations known to the applicant whom the applicant believes to be interested in this application are: _____

(6) Waivers and consents from the following are attached: _____

(7) The proposed electric generation facilities and/or related facilities will serve the public convenience and necessity, and the applicant can most economically and feasibly supply the electric service resulting from the proposed construction or acquisition without unnecessary conflict and duplication.

_____, 19____.

By _____
Title _____
Address _____

Appendix D: Consent and Waiver for Construction or Acquisition

NEBRASKA POWER REVIEW BOARD

IN THE MATTER OF THE APPLICATION OF)
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CONSENT AND WAIVER

Application No. PRB-_____

Applicant's File No. _____

_____ enters its appearance before the Nebraska Power
Review Board for the purpose of consenting to the approval, without
hearing, of an application by the _____
_____ of _____, Nebraska, to
construct or acquire _____

_____ stipulates that the proposed construction or acquisition by the
applicant will serve the public convenience and necessity and the
applicant can most economically and feasibly supply the electric
service resulting from the proposed construction or acquisition
without unnecessary duplication of facilities or operations.

_____ waives any and all notice of this matter.

By _____
Title _____
Address _____

Appendix E: Complaint

NEBRASKA POWER REVIEW BOARD

IN THE MATTER OF _____)
_____))
_____))
_____))
_____))
_____)

COMPLAINT

C-_____

_____ makes complaint to the Nebraska Power Review Board, pursuant to Rule 8 of the Board's Rules of Practice and Procedure, against the _____, whose headquarters are located at _____, Nebraska, and in support thereof alleges as follows:

By _____

Title _____

Address _____

Appendix F: Protest to Application

NEBRASKA POWER REVIEW BOARD

IN THE MATTER OF THE APPLICATION OF)
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_____)
)
_____)
)
_____)
)
_____)
)
_____)

PROTEST

PRB-_____

_____ protests the above captioned application for the following reasons:

Dated: _____, 19____.

By_____

Title_____

Address_____

NOV 15 1984

Appendix G: Reply

NEBRASKA POWER REVIEW BOARD

IN THE MATTER OF _____)
_____)
_____)
_____)
_____)
_____)
_____)

REPLY

C- _____

replies to the complaint filed in the above captioned matter, as follows:

By _____

Title _____

Address _____

Appendix H: Completion Statement

NEBRASKA POWER REVIEW BOARD

Pursuant to Nebraska Rev. Statutes, Section 70-1003 (4) (e) this statement is filed to certify completion and cost information of the project(s) set forth below.

<u>PRB-#</u>	<u>Your</u>	<u>Estimated</u>	<u>Date</u>	<u>Estimated</u>	<u>Actual</u>
<u>Application #</u>	<u>Date of</u>	<u>Completion</u>	<u>Completed</u>	<u>Application Cost</u>	<u>Cost</u>

If, it appears that there is significant divergence between the estimated cost in the application and the actual completion costs, the Nebraska Power Review Board will contact the electrical supplier for additional information. The Board may hold an informational hearing concerning any significant divergence.

Significant divergence shall mean a cost overrun of \$150,000 on a facility with an estimated total cost of less than \$1,000,000; and shall mean a cost overrun of 15% or more on a facility with an estimated total cost of \$1,000,000 or more.

By _____

Title _____

Address _____

Appendix I: Termination Statement

NEBRASKA POWER REVIEW BOARD

If you terminate construction or acquisition of electric generation or transmission facilities after receiving approval from the Nebraska Power Review Board, you are required to notify the Nebraska Power Review Board within 30 days of the action to terminate and also the factors or reasons relied upon for such action. (Neb. Rev. Stat. Section 70-1012.01.)

<u>PRB-#</u>	<u>Your Application #</u>	<u>Completion Date</u>	<u>Date of Termination</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Reason for Termination (if necessary, please use additional paper)

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APPROVED
ROBERT M. SPIRE
ATTORNEY GENERAL

OCT 12 1989

By *Linda L. Willard*
Assistant Attorney General